

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

STEFFANIE M. LIVINGSTON,

Plaintiff,

vs.

CASEY'S RETAIL COMPANY, CASEY'S
GENERAL STORES, INC.,

Defendants.

4:15-CV-3008

MEMORANDUM AND ORDER


This matter is before the Court on the Magistrate Judge's Findings and Recommendation (filing 16), recommending that the Court dismiss the plaintiff's case for want of prosecution. Neither party has objected. *See*, 28 U.S.C. § 636(b)(1); NECivR 72.2. When a party fails to timely object to the report and recommendation of a magistrate judge, the party waives its right to de novo review by the district court of any portion of the report and recommendation. *United States v. Wise*, 588 F.3d 531, 537 n.5 (8th Cir. 2009). The Court finds that the Magistrate Judge's recommendation should be adopted and this case dismissed. Accordingly,

IT IS ORDERED:

1. The Magistrate Judge's Findings and Recommendation (filing 16) are adopted.
2. The motion to dismiss (filing 14) filed by defendants is denied as moot.
3. This case is dismissed.
4. A separate judgment will be entered.

Dated this 24th day of March, 2015.

BY THE COURT:



John M. Gerrard
United States District Judge